

WOTTON  
NOV 30 1984

No. 84-707

(4)

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1984

WILLIE J. DUNN,

Petitioner

vs.

UNITED STATES OF AMERICA and  
PHILIP J. SULLIVAN

Respondent

ON PETITION FOR A WIT OF CERTIORARI TO  
THE UNITED STATES COURT OF APPEALS FOR  
THE ELEVENTH CIRCUIT

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PETITIONER'S MOTION

\_\_\_\_\_  
WILLIE J. DUNN  
PETITIONER  
PRO SE  
4028 JUANITA CIRCLE  
ROOSEVELT CITY, ALABAMA 35020  
(205) 424-1776

9 p

In the Supreme Court of the United States

October Term, 1984

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No. 84-707

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Willie J. Dunn,

Petitioner

vs.

United States of America and  
Philip J. Sullivan,

Respondent

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ON Petition For A Writ of Certiorari to  
The United States Court of Appeals For  
The Eleventh Circuit

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Motion for Leave of Court to Secure and file Therewith,  
A Notarized Statement From A Member of The Bar Of This  
Court, Attesting To The Date On Which Petitioner  
Deposited His Petition With The U. S. Post Office,  
Pursuant to Rule 28.2 of This Court, Or In The Alter-  
native, To Request That This Court Waive Such  
Requirement

28

Comes now the petitioner and respectfully moves this Court for leave to supplement his pleading so that it may comply with the provisions of Rule 28.2 of this Court. In support thereof, petitioner says:

1. Respondent's Brief in Opposition avers that the petitioner failed to fully comply with Rule 28.2 to the extent that he did not file with his Petition, a notarized statement from a member of the bar of this Court, attesting to the date on which he mailed his Petition.
2. Petitioner respectfully says to this Court that he did not know such a statement was required. He did call the Clerk's Office and was told that as long as his Petition was placed with the U. S. Postal Office on October 1, 1984, it would be timely. Exhibit A shows that the Petition was mailed on October 1, 1984. Petitioner's telephone bill shows that he did call the Clerk's Office on September 25, 1984 to secure information as to when his Petition would be timely filed.



Exhibit B. 3. As can be seen, the petitioner made a "good faith" effort to comply with this Court's Rule. Therefore, in order to rectify this error, the petitioner will need leave of Court such that he may solicit a notarized statement from a member of the bar of this Court, attesting to the date on which he mailed his Petition.

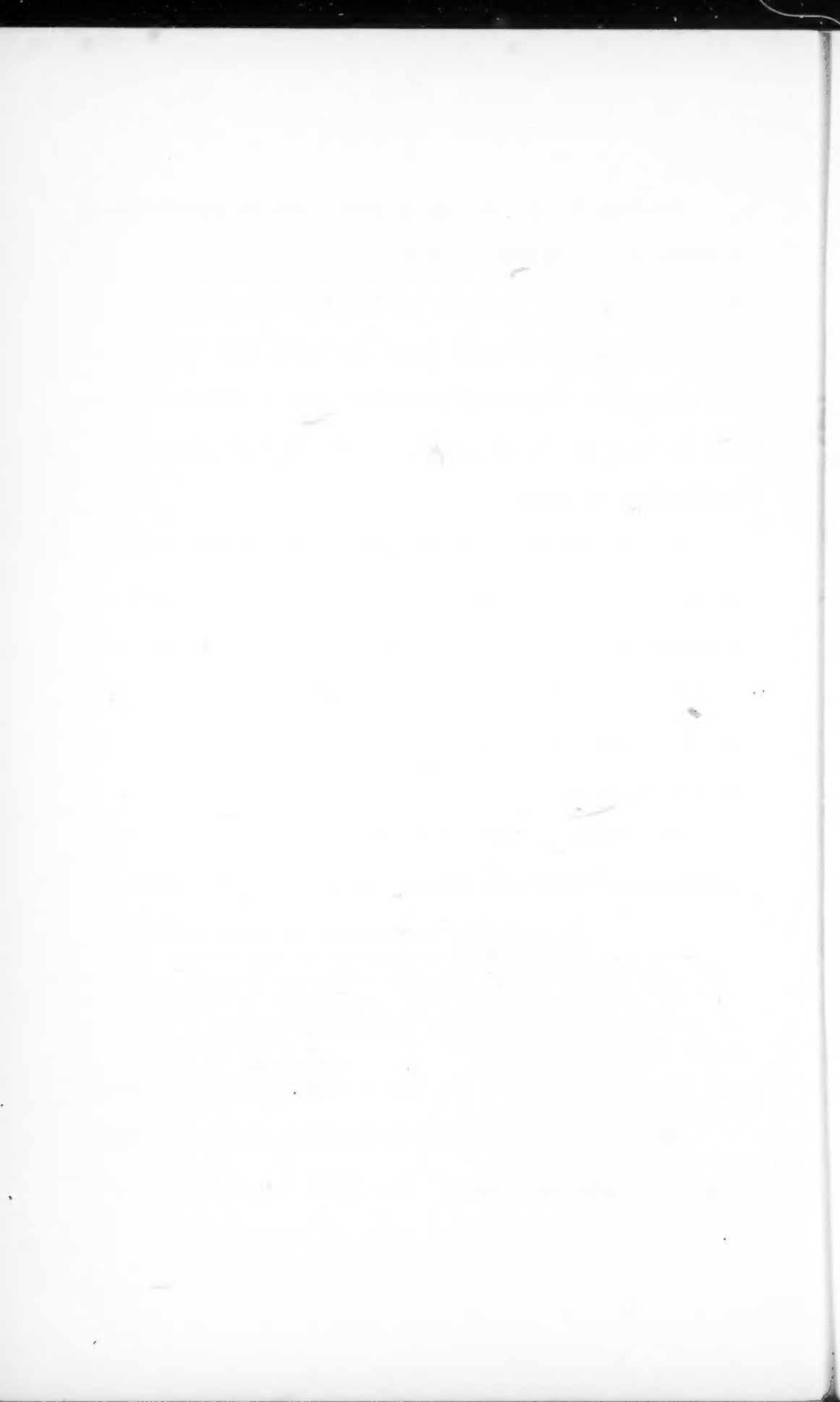
4. In the alternative, petitioner respectfully moves this Court to waive the requirement of having a member of the bar to give he a notarized statement attesting to the date on which he mailed his petition, as petitioner made a "good faith" effort to comply with Rule 28.

5. Finally, The Solicitor General, Mr. Rex Lee, speaking on "Face the Nation" recently stated that:

It would be irresponsible government not to call attention to the court of those changes in public policy [regarding the] protection of the rights of the individual person.


Rex Lee  
CBS' "Face the Nation"

This suit is about the protection of fundamental rights of the petitioner: the right to worship free of



harassment; the right to travel free of surveillance and harassment; the right to attend professional meetings free of harassment and surveillance; and the right not to suffer personal injury or to have personal property damaged by IRS agents.

Wherefore, petitioner prays that this Court will grant he leave to rectify the defect found in his pleading, thereby fully complying with Rule 28.2 of this Court; or, in the alternative, to waive such requirement on the grounds that petitioner made a "good faith" effort to comply with this Court's Rule 28, and to deny he his Petition would result in an injustice.

  
\_\_\_\_\_  
Willie J. Dunn, Petitioner  
Pro Se  
4028 Juanita Circle  
Roosevelt City, Alabama 35020  
(205) 424-1776



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Petitioner's Exhibit "A"

South Central Bell

South Central Bell

AT&T COMMUNICATIONS \*\*

205 424-1776 329  
OCT 17, 1984 R  
BESM PAGE 2 ATX

ITEMIZED CALLS

DATE	TIME	PLACE	AREA	NUMBER	*	MIN	AMOUNT	T
SEP 25	730AM	TO WASHINGTON DC	202	252-3000	N	1	.23	A
SEP 25	804AM	TO WASHINGTON DC	202	252-3000	D	3	1.38	A
SEP 25	1235PM	TO WASHINGTON DC	202	252-3000	D	1	.58	A
SEP 26	1207AM	TO OAKLAND CA	415	569-1974	N	11	2.11	A
OCT 11	1259AM	TO OAKLAND CA	415	569-1974	N	5	1.01	A
OCT 13	1014AM	TO CLEVELAND OH	216	421-1292	N	26	4.23	A
OCT 14	310PM	TO CLEVELAND OH	216	561-0779	N	18	2.95	A

TOTAL CHARGE FOR ITEMIZED CALLS 12.49

TOTAL TAX: FED .37 STA .00 LOC .00

CALLING INQUIRIES - CALL 327-1700

Y \*-RATE APPLIED  
-NITE/WKND

CONTINUED

PLEASE RETURN ENCLOSED CARD WITH YOUR PAYMENT. PAY BY MAIL.



Petitioner's Exhibit "B"

U. S. Postal Receipt

110	14.55	PMTR
110	3.42	PMTR
110	2.56	PMTR
110	1.39	PMTR

10	1	1984	DATE
\$		21.92	TOTAL

\$	21.92	RECT
\$	0.00	C H

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**BEST AVAILABLE COPY**



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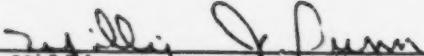
Certificate of Service

This is to certify that the parties listed below  
have been served with petitioner's Motion, by deposit-  
ing the same in the mail with proper postage, on

November 28, 1984, and addressed to:

Mr. Arrin K. Ames, Attorney for Room 304N, Birmingham,  
Alabama 35243, and Mr. Rex Lee, Solicitor General,  
Department of Justice, Washington, D.C.



  
Willie J. Dunn, Petitioner

Pro Se

4028 Juanita Circle

Roosevelt City, Alabama 35020

(205) 424-1776